



Express Mail No.: ED 643 352 173 US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of:	Dasseux <i>et al.</i>	Confirmation No.:	5585
Serial No.:	10/099,836	Art Unit:	1639
Filed:	March 15, 2002	Examiner:	Bennett M. Celsa
For:	APOLIPOPROTEIN A-I AGONISTS AND THEIR USE TO TREAT DYSLIPIDEMIC DISORDERS	Attorney Docket No.:	9196-022-999 (CAM: 305734-999021)

**PETITION TO ACCEPT AN UNINTENTIONALLY DELAYED CLAIM FOR  
PRIORITY UNDER 37 C.F.R. § 1.78**

**Mail Stop Petition**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. §1.78, Applicants respectfully request acceptance of an unintentionally delayed claim for the benefit of a prior-filed application under 35 U.S.C. §120.

Applicants respectfully submit that the benefit claim made upon filing the application inadvertently failed to identify all of the prior applications and the relationship between each application to have the benefit of the filing date of the first filed application. The above-identified application was filed March 15, 2002, claiming “[t]his is a continuation of application no. 09/453,834, filed December 1, 1999.” Applicants’ proper benefit claim should read as follows: “This is a continuation of application No. 09/453,834, filed December 1, 1999, now Pat. No. 6,753,313, which is a continuation of application No. 08/940,095, filed September 29, 1997, now Pat. No. 6,004,925.” Applicants learned of this inadvertent error in the benefit claim when preparing a response to the Office Action mailed October 28, 2004.

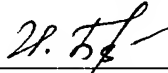
The entire delay between the date the claim was due under 37 C.F.R. §1.78(a)(2)(ii) and the date the claim was filed was unintentional. Applicants hereby petition to accept the unintentionally delayed claim for priority under 37 CFR. §1.78. If this petition is accepted, Applicants respectfully request that the specification of the above-identified application be

amended to reflect the proper benefit claim, as provided in the accompanying Amendment and Response under 37 C.F.R. §1.111.

Applicants believe the fee for this Petition is \$1370.00 and request that the fee be charged to Jones Day Deposit Account No. 50-3013. The Commissioner is authorized to charge the petition fee, and any other required fees or credit any overpayment to Jones Day Deposit Account No. 50-3013 (Attorney Docket No. 9196-022-999).

Respectfully submitted,

Date: April 28, 2005

  
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50,498  
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